

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE: JUAN BENITO TORRES IZQUIERDO  
MARIA MERCEDES GUZMAN MARTINEZ  
DEBTOR(S)

CASE NO.  
CHAPTER 13

**CHAPTER 13 PAYMENT PLAN**

**NOTICE:** • The following plan contains provisions which may significantly affect your rights. When confirmed, the plan will bind the debtor and each creditor to its terms. Objections must be filed in writing, filed with the Court and served upon the debtor(s), debtors' counsel, the trustee and any other entity designated by the Court, at the 341 meeting of creditors or not less than twenty (20) days prior to the scheduled confirmation hearing. • For post confirmation Plan Modifications, objections must be filed and notified in the same manner within forty (40) days from its notification. • A proof of claim must be filed by or on behalf of each creditor, including secured creditors, in order for the creditor to be eligible to be paid by the trustee. The Trustee will pay the allowed claims, as filed, provided for in the plan unless disallowed or expressly modified by the terms of this plan, or by subsequent Court order. If no claim is filed the trustee will not pay a creditor provided in the plan unless ordered by the Court. See the notice of commencement of case for 341 meeting date and claims bar date, the latter is the date by which a proof of claim must be filed in order to participate of the plan distribution. •

1. Future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee. The Debtor(s) shall make payments to the Trustee  directly  by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULED.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE SEQUENCE.
3. The Confirmation Order will not vest property of the Estate on Debtor(s) until the Order discharging Debtor(s) is entered.

**PLAN DATED:** December 17, 2010

PRE  POST-CONFIRMATION

**AMENDED PLAN DATED:**

FILED BY  DEBTOR  TRUSTEE  UNSECURED CREDITOR

I. PAYMENT PLAN SCHEDULE			
\$ 195	x 8	=	1,560
\$ 285	x 7	=	1,995
\$ 555	x 45	=	24,975
\$ _____	x _____	=	0
\$ _____	x _____	=	0
\$ _____	x _____	=	0
<b>TOTAL =</b>	<b>60</b>	<b>\$</b>	<b>28,530</b>

Additional Payments:

\$ \_\_\_\_\_ to be paid as a LUMP SUM  
within \_\_\_\_\_ with proceeds to come from \_\_\_\_\_

Sale of property identified as follows:

Other: \_\_\_\_\_

Periodic Payments to be made other than and in addition to the above.

\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_ 0

To be made: \_\_\_\_\_

**PLAN BASE: \$ 28,530**

**II. ATTORNEY'S FEES**

(Treated as § 507 Priorities)

- I. To be paid before any other creditor and concurrently with the Trustee's fee unless otherwise provided.
  - a. Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,700
  - b. Additional Fees: \$ \_\_\_\_\_
  - c. Adjusted Balance \$ 2,700

Signed:   
DEBTOR JUAN BENITO TORRES IZQU  
  
  
JOINT DEBTOR MARIA MERCEDES GUZMAN

**III. DISBURSEMENT SCHEDULE SEQUENCE**

**A. SECURED CLAIMS:**

Debtor represents that there are no secured claims.  
 Creditors having secured claims will retain their liens and shall be paid as follows:

**1 ADEQUATE PROTECTION PAYMENT CR** Baxter Cred. U. \$ 160

**2 Trustee pays secured ARREARS:**

Cr. Doral Bank-Mortgage Cr. Baxter Cred. U. (Mtge) Cr. \_\_\_\_\_  
Acct. XXXXX4959 Acct. XXXX5983 Acct. \_\_\_\_\_  
\$ 2,771 \$ 2,197 \$ \_\_\_\_\_

**3 Trustee pays IN FULL Secured Claim(s):**

Cr. Baxter Cred. U. (Auto) Cr. Mueblerias Berrios Cr. \_\_\_\_\_  
Acct. 435983-10 Acct. 20023168-U3 Acct. \_\_\_\_\_

**4 Trustee pays VALUE OF COLLATERAL:**

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
Acct. \_\_\_\_\_ Acct. \_\_\_\_\_ Acct. \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

Secured creditor(s) interest will be insured and insurance policy pay through plan:  
Cr.: Baxter Cred U. Ins.Co.: Eastern America Premium: \$ 47

Cr.: \_\_\_\_\_ Ins.Co.: \_\_\_\_\_ Premium: \$ \_\_\_\_\_

(Please indicate in "Other Provisions" the comprised insurance coverage period.)

Debtor SURRENDERS COLLATERAL TO Lien Holder:

Debtor Otherwise will maintain regular payments directly to:  
Doral Bank (Mortgage), Baxter Cred. U. (Mortgage), Firstbank (Auto)

**B. PRIORITIES.** The Trustee shall pay priorities in accordance with the law.

**5** [II U.S.C. § 507 and § 1322 (a)(2)] PR Treasury (if allowed by the Court)

**C. UNSECURED PREFERRED:** Plan  Classifies  Does not Classify Claims.

**6** Class **A**  Co-debtor Claims /  Paid 100%:  "Pay Ahead":

**7** Class **B**  Other Class:  Cr. \_\_\_\_\_  Cr. \_\_\_\_\_

Cr. \_\_\_\_\_  Acct. \_\_\_\_\_  Cr. \_\_\_\_\_  
Acct. \_\_\_\_\_ \$ \_\_\_\_\_ Acct. \_\_\_\_\_ Acct. \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

**D. GEN. UNSECURED NOT PREFERRED** will receive PRO-RATA disbursements.

**OTHER PROVISIONS:**

Tax refunds, if any, received during the pendency of the case will be paid to the Trustee to fund the plan, after back-to-school expenses are met.

ATTORNEY FOR DEBTOR:

Herman F. Valentin & Associates

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